

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability LitigationMaster File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88

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**This document relates to:***City of New York v. Amerada Hess Corp.,  
et al., 04 Civ 3417*

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**FLINT HILLS RESOURCES, LP'S EXHIBIT LIST**

Defendant Flint Hills Resources, LP ("Flint Hills"), by counsel, identifies the following exhibits which it may seek to introduce at the trial of this case currently scheduled to begin on June 22, 2009. In addition to the exhibits listed here, Flint Hills designates the exhibits identified on the Joint Defense Exhibit List as ones which it may seek to introduce.

The exhibits identified on this list are:

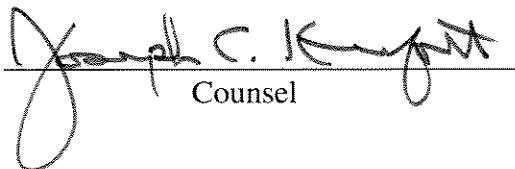
Exhibit No.	Date	Description	Production No. or Source
FHR 1	1985	ARCO Chemical Company, MTBE octane enhancer	FHR000130618 - 130629
FHR 2	1987 - 1990	Product registry receipts, 1987 - 1990	FHR0000236274 - 236282
FHR 3	03/29 - 04/02/1987	1987 national meeting, "MTBE's Role in Satisfying New Octane Demand"	FHR000124726 - 124753
FHR 4	April 1987	ARCO Chemical Company, "MTBE Octane Enhancer, Storage & Handling Bulletin"	FHR000130594 - 130617
FHR 5	09/13/1989	Letter from Robert J. Smetana, ARCO Chemical Company, to John Eiland, Koch Refining Company	FHR000123195
FHR 6	Undated	API index & abstracts, 1959-1989	FHR000031491 - 31605

Exhibit No.	Date	Description	Production No. or Source
FHR 7	February 1990	Article from Chemical Business, "MTBE Helps Loosen the Clean Air/Octane Vise"	FHR000223374 - 223377
FHR 8	July 1990	Hydrocarbon Processing, "Oxygenates for Reformulated Gasoline"	FHR000223254 - 223258
FHR 9	10/9-11/1990	National conference on the Clean Air Act & Reformulated Fuels, "Oxygenates for Future Fuels"	FHR000047137 - 47154
FHR 10	12/18/1990	Auto/Oil Air Quality Improvement Research Program news release	FHR000081461 - 81466
FHR 11	10/7-10/1991	SAE Technical Paper series, "Effects of Gasoline Composition and Properties on Vehicle Emissions: A Review of Prior Studies - Auto/Oil Air Quality Improvement Research Program"	FHR000131728 - 131762
FHR 12	Undated	Auto/Oil Air Quality Improvement Research Program, Technical Bulletin No. 6	FHR000036813 - 36839
FHR 13	07/08/1992	Memo from S. H. Kaplan re Auto/Oil Phase I Final Report	FHR000036694
FHR 14	09/27/1993	1993 NPRA Refinery & Petrochemical Plant Environmental Conference, luncheon address, "Reinventing Gasoline"	FHR000081524 - 81530
FHR 15	12/1997	EPA, Drinking Water Advisory: Consumer Acceptability Advice and Health Effects Analysis on Methyl tertiary-Butyl Ether (MtBE)	FHR000007200 - 7247
FHR 16	12/02/1998 - 02/07/2000	Exemplar letters from Koch Refining Company and Koch Petroleum Group to direct delivery customers	FHR000034554-34556, 34559
FHR 17	01/04/2000	Email from Scott Watkins to Francis Murphy and others	FHR000052013

Exhibit No.	Date	Description	Production No. or Source
FHR 18	05/04/2000	Toyota Motor Corporation, "Effects of Ethanol on Emissions of Gasoline LDVs"	FHR000222900 - 222915
FHR 19	Undated	Chart entitled "Non-refinery Blending Sites: RFG"	FHR000236301
FHR 20		Resume - Peter J. Killen	Peter J. Killen report dated February 9, 2009, Exhibit A
FHR 21	October 2003	Energy Information Administration, "Preparations for Meeting New York and Connecticut MTBE Bans"	Peter J. Killen report dated February 9, 2009, Exhibit C, reference 3
FHR 22	Undated	Chart, "New York State RFG Demand from New York Harbor Market"	Peter J. Killen report dated February 9, 2009, page 5
FHR 23	Undated	Chart, "New Jersey RFG Demand from New York Harbor Market"	Peter J. Killen report dated February 9, 2009, page 6
FHR 24	Undated	Chart, "New England RFG Demand from New York Harbor Market"	Peter J. Killen report dated February 9, 2009, page 8
FHR 25	Undated	Chart, "RFG Demand from New York Harbor Market"	Peter J. Killen rebuttal report dated March 30, 2009, page 6
FHR 26	Undated	New York State Reformulated Gasoline Program Areas	Peter J. Killen report dated February 9, 2009, Exhibit D
FHR 27	Undated	New Jersey Reformulated Gasoline Program Areas	Peter J. Killen report dated February 9, 2009, Exhibit E
FHR 28	Undated	Petroleum Administration for Defense Districts	Peter J. Killen report dated February 9, 2009, Exhibit G
FHR 29	Undated	Chart, "FHR RFG with MTBE, Shipments from Texas on Colonial Pipeline"	Peter J. Killen rebuttal report dated March 30, 2009, page 8
FHR 30	Undated	Chart, "Colonial Pipeline RFG Intake/Offtake Balances"	Peter J. Killen rebuttal report dated March 30, 2009, page 8
FHR 31	Undated	Chart, "Potential FHR RFG with MTBE to NYH via Colonial Pipeline"	Peter J. Killen rebuttal report dated March 30, 2009, page 8
FHR 32	Undated	Chart, "FHR RFG with MTBE, New Jersey Terminal Blends"	Peter J. Killen report dated February 13, 2009, page 6
FHR 33	Undated	Chart, "Potential FHR Share of RFG with MTBE in New York Harbor Market"	Peter J. Killen rebuttal report dated March 30, 2009, page 10

Flint Hills reserves the right to seek to introduce at trial any exhibit identified on Plaintiff City of New York's Trial Exhibit List, served on April 13, 2009, and any exhibit identified on an exhibit list filed by any defendant in this case. Flint Hills also reserves the right to supplement this list to add additional exhibits in light of orders and rulings of the Court. Flint Hills further reserves the right to introduce other exhibits for purposes of rebuttal of plaintiff's evidence, to the extent they cannot reasonably be anticipated at this time, and for purposes of impeachment during cross-examination or otherwise. Finally, Flint Hills reserves the right to withdraw as an exhibit any document listed on the Joint Defense Exhibit List and on this list and, depending on the evidence adduced at trial, to object to the admission of any such exhibit in evidence.

**FLINT HILLS RESOURCES, LP**

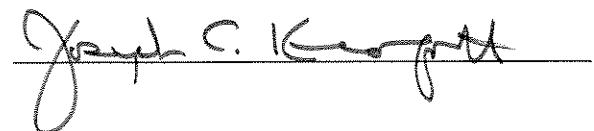
By   
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**CERTIFICATE OF SERVICE**

I certify that on April 27, 2009, a true and correct copy of this **FLINT HILLS  
RESOURCES, LP'S EXHIBIT LIST** was electronically served on counsel for plaintiff, the  
City of New York, and on counsel of record by electronic service via LexisNexis File & Serve.

  
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Joseph C. Knapp